

## **Division VIII of Title 5 of the California Code of Regulations**

### **Proposed Amendments of Section 80049 and Deletion of Sections 80632, 80632.1, 80632.2, 80632.3, 80632.4, and 80632.5 Pertaining to Pupil Personnel Services**

#### **NOTICE OF PROPOSED RULEMAKING**

The California Commission on Teacher Credentialing proposes to amend regulatory action described below after considering all comments, objections and recommendations regarding the proposed actions.

#### **Informative Digest**

##### Summary of Existing Laws and Regulations

Education Code §44252 and §44266 establish the minimum requirements and the general authorizations for the Pupil Personnel Services Credentials. Sections 80049, 80632, 80632.1, 80632.2, 80632.3, 80632.4, and 80632.5 of Title 5 provide the specific requirements and authorizations for these credentials.

##### Policy Statement Overview

After hearing from the California Legislature through several initiatives, the California Commission on Teacher Credentialing appointed a 25-member advisory panel to make recommendations concerning the most appropriate competencies for pupil personnel service (PPS) providers. After two years of data collection and other collaborative efforts, the advisory panel developed recommendations that were adopted by the Commission. From those efforts, California colleges and universities will be provided direction through these regulations as they develop course work and field experiences in their professional preparation programs for school counselors, school psychologists, school social workers and child welfare and attendance providers. In each of these credential areas, the national norms were recommended.

#### **Reports and Other Data Relied Upon in Preparing Regulations**

The following reports and data were relied upon in preparing these regulations:

- Standards and other requirements from other state credentialing agencies as well as from other colleges and universities throughout the United States
- Survey questionnaire results
- Results from focus group meetings held throughout the state
- Reports from professional organizations related to pupil services
- *Toward a State of Esteem*

The following California Legislation:

- AB 1264 (Martinez - 1993) "Partnerships with Parents"
- SB 2460 (Green - 1990) "Safe School Environments for Learners"
- AB 2264 (Andal - 1993) "Commission Leadership Role in Addressing School Violence"
- AB 3188 (House - 1996) "School Psychologist Field Experience"

#### **Documents Incorporated by Reference**

None

**Authority and Reference**

Education Code Section 44225 authorizes the Commission to adopt the proposed action which will implement, interpret or make specific Sections 44252 and 44266 of the Education Code and govern the procedures of the Commission.

**Disclosures Regarding the Proposed Actions**

The Commission has made the following initial determinations:

Cost or Savings to Any State Agency: The Commission staff and advisory panel members review initial preparation program documents at no cost other than per diem for advisory panel members. California colleges and universities that offer PPS Credential Programs must modify their program syllabi to address the new competencies and submit them to the Commission for approval. A rough estimate would be approximately \$1,000.00 in staff time, typing, printing and postage for mailing.

Mandated Costs to Local Agencies or School Districts: These proposed regulations will not impose a mandate on local agencies or school districts, or a mandate which must be reimbursed in accordance with Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

Other Non-Discretionary Costs or Savings Imposed Upon Local Agencies:

None

Cost or Savings in Federal Funding to the State:

None.

Cost Impact on Representative Private Persons: Costs to prospective Pupil Personnel Services (PPS) credential candidates would be whatever tuition and fees charged by the college or university offering the program. The impact on a credential candidate who might have to take two additional classes for example, could mean an extra semester. A worse case scenario could mean that the credential candidate would have to attend summer school for one summer. In that case, the cost for two classes in the summer would be approximately \$700.00 per credential candidate. Since most college and university PPS credential program requirements were already above the minimum requirement, there would be little or no impact on their credential candidates. However for the credential candidates in private college and university credential programs, they are the ones who would incur approximately \$700.00. If all 15 private colleges and universities offering PPS credential programs had an average of 50 students go through the program, then the grand total cost to all credential candidates would be \$525,000.00

Cost Impact on Representative Businesses: California colleges and universities that offer PPS Credential Programs must modify their program syllabi to address the new competencies and submit them to the Commission for approval. A rough estimate would be approximately \$1,000 in staff time, printing and postage for mailing.

Assessment Regarding the Creation or Elimination of Jobs in California: The Commission has made an assessment that the proposed amendment to the regulations would not (1) create nor

eliminate jobs within California, (2) create new business or eliminate existing businesses within California, and (3) affect the expansion of businesses currently doing business within California.

Significant, Statewide Adverse Economic Impact Directly Affecting Businesses Including the Ability of California Businesses to Compete with Businesses in Other States: None. Private institutions of higher education will likely be impacted minimally, and an insignificant number of students enrolled in those programs will be affected.

Effect on Small Businesses: None. This proposed amendment change affects only the Commission, public and private institutions of higher education and prospective PPS credential candidates, who are not small businesses.

Significant Effect on Housing Costs:

None.

### **Alternatives Considered**

At this time, a reasonable alternative to the proposed regulation has not been identified by the Commission or brought to its attention, including any that will be as effective and less burdensome to affected private persons or small businesses than the proposed action.

Before approving any proposed changes to the regulations, the Commission must determine that no alternative considered will be more effective in carrying out the purpose for which the action is proposed or will be as effective and less burdensome to affected private persons or small businesses than the proposed action.

### **Written Comment Period**

Any interested person, or his or her authorized representative, may submit written comments by fax, through the mail, or by e-mail on the proposed actions. The written comment period closes at 5:00 p.m. on December 3, 2003. Comments must be received by that time or may be submitted at the public hearing. You may fax your response to (916) 327-3165, write to the California Commission on Teacher Credentialing, attention *Joseph Dear*, 1900 Capitol Avenue, Sacramento, CA 95814, or submit an e-mail at <jdear@ctc.ca.gov>.

Any written comments received 14 days prior to the public hearing will be reproduced by the Commission's staff for each Commissioner as a courtesy to the person submitting the comments and will be included in the written agenda prepared for and presented to the full Commission at the hearing.

### **Public Hearing**

Comments on the proposed actions will also be taken at a public hearing to be held:

**Date:** December 4, 2003

**Time:** 11:00 a.m.

California Commission on Teacher Credentialing  
1900 Capitol Avenue  
Sacramento, California 95814

Oral comments on the proposed action will be taken at a public hearing. We would appreciate 14 days advance notice in order to schedule sufficient time on the agenda for all speakers. Please contact Joseph Dear at 916-327-1461 regarding this. Any person wishing to submit written comments at the public hearing may do so. It is requested, but not required, that persons submitting such comments provide fifty copies to be distributed to the commissioners and interested members of the public. All written statements submitted at the hearing will, however, be given full consideration regardless of the number of copies submitted.

**Availability of Statement of Reasons and Text of Proposed Regulations**

The entire rulemaking file is available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in the Notice of Register, the rulemaking file consists of this notice, the proposed text of regulations, and the initial statement of reasons.

**Availability of Documents on the Internet**

Copies of the Notice of Proposed Action, the Initial Statement of Reasons and the text of the regulations in underline and strikeout can be accessed through the Commission's web site at [www.ct.ca.gov](http://www.ct.ca.gov).

**Modification of Proposed Actions**

If the Commission proposes to modify the actions hereby proposed, the modifications (other than non-substantial or solely grammatical modifications) will be made available for public comment for at least 15 days before they are adopted.

**Availability of Final Statement of Reasons**

The Final Statement of Reasons is submitted to the Office of Administrative Law as part of the final rulemaking package, after the public hearing. When it is available, it will be placed on the Commission's web-site at <<http://www.ctc.ca.gov>> or you may obtain a copy by contacting Joe Dear at (916) 327-1461

**Contact Person/Further Information**

Inquiries concerning the proposed action may be directed to Joseph Dear at (916) 327-1461 or Larry Birch at (916) 327-2967. Joseph Dear at (916) 327-1461 can respond to questions concerning the substance of the proposed regulations. Upon request, a copy of the express terms of the proposed action and a copy of the initial statement of reasons will be made available. This information is also available on the Commission's web-site at <<http://www.ctc.ca.gov>>. In addition, all the information on which this proposal is based is available at the Commission office for inspection and copying.